

AMENDED IN ASSEMBLY APRIL 7, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

## ASSEMBLY BILL

No. 1393

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**Introduced by Committee on Arts, Entertainment, Sports, Tourism,  
and Internet Media (Campos (Chair), Carter, Gatto, Mendoza,  
and Monning)**

February 28, 2011

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An act to add Section 1308.10 to the Labor Code, relating to employment.

### LEGISLATIVE COUNSEL'S DIGEST

AB 1393, as amended, Committee on Arts, Entertainment, Sports, Tourism, and Internet Media. Employment: on-location filming permits.

Existing law requires that the written consent of the Labor Commissioner is required for the employment of minors in specified aspects of the entertainment industry.

This bill would ~~require~~ *allow* a local agency or public entity that issues a permit for on-location filming, ~~require that the applicant for the permit declare whether it has or intends to seek permission to employ a minor in the production and if a child or children will be employed at a particular film production location,~~ to make this information available to the Department of Industrial Relations and the Division of Labor Standards Enforcement within the department. *The department and the division would be prohibited from using the information provided for any purpose other than enforcing specified labor laws and from further disseminating the information provided.*

~~Because this bill would create a new requirement for local entities to collect and report this information regarding the employment of minors, it would impose a state-mandated local program.~~

~~The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.~~

~~This bill would provide that no reimbursement is required by this act for a specified reason.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~yes-no~~.

State-mandated local program: ~~yes-no~~.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 1308.10 is added to the Labor Code, to  
2     read:

3     1308.10. (a) A local agency or public entity that issues a permit  
4     for on-location motion picture, television, or commercial  
5     production ~~shall do both of the following:~~

6     ~~(a) Include a field on the application form for the applicant to~~  
7     ~~declare whether it has or will seek to obtain a permit to employ a~~  
8     ~~minor in the entertainment industry, as required under Section~~  
9     ~~1308.5.~~

10    ~~(b) Make the information required in subdivision (a) available~~  
11    ~~to the department and the division directly upon request, or by~~  
12    ~~providing the information in any notice of filming location~~  
13    ~~generated by the entity and made available to the department.~~

14    SEC. 2. ~~No reimbursement is required by this act pursuant to~~  
15    ~~Section 6 of Article XIII B of the California Constitution because~~  
16    ~~a local agency or school district has the authority to levy service~~  
17    ~~charges, fees, or assessments sufficient to pay for the program or~~  
18    ~~level of service mandated by this act, within the meaning of Section~~  
19    ~~17556 of the Government Code. may inform the department and~~  
20    ~~the division, upon request, whether a child or children will be~~  
21    ~~employed at a particular film production location.~~

22    ~~(b) The information released pursuant to subdivision (a) shall~~  
23    ~~be used only for purposes of enforcing provisions of this part~~  
24    ~~relating to the employment of minors and may not be used for any~~  
25    ~~other purpose, nor may the information be further released by the~~  
26    ~~department or division.~~

27    ~~(c) Nothing in this section is intended to create a duty for a local~~  
28    ~~agency or public entity that issues a permit for on-location motion~~  
29    ~~picture, television, or commercial production to seek, obtain, or~~

1 *maintain information regarding whether a child or children will*  
2 *be employed at a particular production location.*

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5 **CORRECTIONS:**

6 **Text—Pages 2 and 3.**

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